

FILED

OCT 23 2012

Jim Ruby, Executive Secretary
Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

In the Matter of the Notice of Violation)
and Order Issued to:)
Torrington Livestock Markets, LLC) Docket No. 11-3204A
626 West Valley Road)
Torrington, WY 82240)

ORDER APPROVING JOINT STIPULATION
AND REQUEST TO EXTEND STAY

By letter dated April 13, 2011 (filed April 14, 2011), Petitioner Torrington Livestock Markets, LLC (TLM) requested a hearing before the Wyoming Environmental Quality Council (EQC) in the above-captioned matter to appeal Notice of Violation (NOV) & Order No. 4817-11 issued by Respondent Wyoming Department of Environmental Quality (DEQ), dated March 31, 2011, pertaining to TLM's livestock market facility located on West Valley Road, Torrington.

Chapter I of the DEQ Rules of Practice & Procedure provides that the EQC may grant continuances for good cause shown (Section 10(b)), and provides for disposition of contested cases by stipulation of the parties upon approval of the EQC (Section 11). TLM and DEQ, the only parties in this contested case, filed a Joint Stipulation and Request for Stay on September 22, 2011. The EQC entered an Order Approving Joint Stipulation and Request for Stay dated October 5, 2011, filed October 7, 2011.

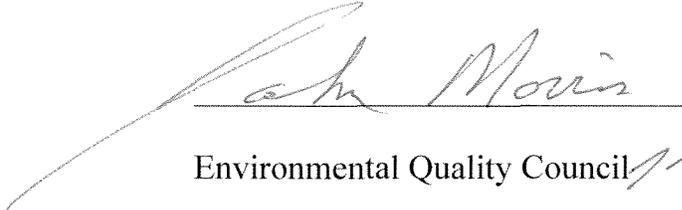
Due to subsequent developments explained therein, TLM and DEQ filed Joint Stipulation and Request to Extend Stay on October 23, 2012.

Having reviewed the parties' Joint Stipulation and Request to Extend Stay and being advised in the premises,

IT IS ORDERED that:

1. The parties' Joint Stipulation and Request to Extend Stay is approved, incorporated herein and binding upon the parties;
2. The parties shall file the specified notices and submittals with the EQC in accord with ¶¶ 2-3 of the Joint Stipulation and Request to Extend Stay;
3. The EQC retains jurisdiction to resolve issues during the stay as stipulated in ¶5 and to dismiss or hear and ultimately decide this case as needed.

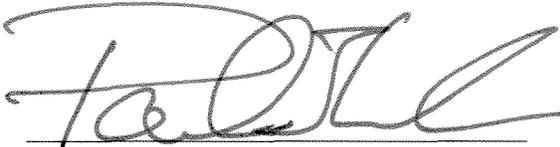
DATED this 23rd day of October, 2012.


Environmental Quality Council

APPROVED AS TO FORM:

For Petitioner TLM:

For Respondent DEQ:



Patrick J. Crank (WY Bar #5-2365)
Counsel for TLM



Mike Barrash (WY Bar #5-2310)
Attorney General's Office

CERTIFICATE OF SERVICE

I, Joe Girardin, certify that at Cheyenne, Wyoming, on the 23rd day of October, 2012, I served a copy of the foregoing **ORDER APPROVING JOINT STIPULATION AND REQUEST TO EXTEND STAY** by electronic mail to the following:

John Corra
Director, DEQ
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307-777-7937

Mike Barrash
Asst. Attorney General
mbarra@state.wy.us
307-777-6946

John Wagner
Water Quality Division
john.wagner@wyo.gov
307-777-7072

also by depositing the same in the United States mail addressed to:

Shawn G. Madden
Torrington Livestock Markets, LLC
626 West Valley Road
Torrington, WY 82240

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